

NOTE: CHANGES HAVE BEEN  
MADE TO THIS DOCUMENT

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION

VINH NGUYEN, INDIVIDUALLY  
AND ON BEHALF OF ALL OTHERS  
SIMILARLY SITUATED,

Plaintiff,

vs.

RADIENT PHARMACEUTICALS  
CORPORATION, DOUGLAS C.  
MACLELLAN, AND AKIO ARIURA,

Defendants.

No. 8:11-cv-00406 DOC (MLGx)

**ORDER APPOINTING LEAD  
PLAINTIFF AND LEAD  
COUNSEL**

CLASS ACTION

JUDGE: Hon. David O. Carter

1 WHEREAS, the above-captioned securities class action has been filed  
2 against defendants Radiant Pharmaceuticals Corporation, et al. (collectively  
3 “Defendants”), alleging claims under Sections 10(b) and 20(a) of the Securities  
4 Exchange Act of 1934, Rule 10b-5 promulgated thereunder;

5 WHEREAS, pursuant to the Private Securities Litigation Reform Act of  
6 1995 (“PSLRA”), 15 U.S.C. § 78u-4(a)(3)(A)(i), on March 11, 2011, the plaintiff  
7 in the instant, first-filed action caused notice to be issued to potential class  
8 members of the action and informed them of their right to move to serve as lead  
9 plaintiff within 60 days of the date of the issuance of said notice;

10 WHEREAS, on May 10, 2011, Reydel Quintana, Dat Tan Tran, and Agnes  
11 Cho (“Movant” or the “Quintana Group”) timely moved the Court for  
12 appointment as lead plaintiff and to approve their selection of The Rosen Law  
13 Firm, P.A. as lead counsel;

14 WHEREAS, the PSLRA, provides, *inter alia*, that the most-adequate  
15 plaintiff to serve as lead plaintiff is the person or group of persons that has either  
16 filed a complaint or has made a motion in response to a notice, and has the largest  
17 financial interest in the relief sought by the Class and satisfied the pertinent  
18 requirements of Fed. R. Civ. P. 23;

19 WHEREAS, the Court finding that the Quintana Group has the largest  
20 financial interest in this action and *prima facie* satisfies the typicality and  
21 adequacy requirements of Fed. R. Civ. P. 23. *See* 15 U.S.C. § 78u-  
22 4(a)(3)(B)(iii)(I); and

23 WHEREAS, the Court has received no opposition to the instant motion  
24 requesting appointment of the Quintana Group as lead plaintiff.

25 **IT IS HEREBY ORDERED THAT:**

26 **APPOINTMENT OF LEAD PLAINTIFF AND LEAD COUNSEL**  
27  
28

1           1. Pursuant to Section 21D(a)(3)(B) of the Exchange Act, 15 U.S.C.  
2 §78u-4(a)(3)(B), the Quintana Group is appointed Lead Plaintiff of the class, as  
3 the Quintana Group has the largest financial interest in this litigation and  
4 otherwise satisfies the requirements of Fed. R. Civ. P. 23.

5           2. Movant's choice of counsel is approved, and accordingly, The  
6 Rosen Law Firm, P.A. is appointed Lead Counsel.

7           3. Lead Counsel, after being appointed by the Court, shall manage the  
8 prosecution of this litigation. Lead Counsel are to avoid duplicative or  
9 unproductive activities and are hereby vested by the Court with the  
10 responsibilities that include, without limitation, the following: (1) to prepare all  
11 pleadings; (2) to direct and coordinate the briefing and arguing of motions in  
12 accordance with the schedules set by the orders and rules of this Court; (3) to  
13 initiate and direct discovery; (4) prepare the case for trial; and (5) to engage in  
14 settlement negotiations on behalf of Lead Plaintiff and the Class.  
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16  
17  
18                               SO ORDERED:

19 Dated June 6, 2011



Hon. David O. Carter  
U.S. District Judge